

COUNCIL WORK MINUTES
MARCH 18, 2015

The City Council held a meeting on Wednesday, March 18, 2015, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

MEMBERS PRESENT: Mayor Maile Wilson; Councilmembers: Ron Adams; John Black; Paul Cozzens; Don Marchant; Fred Rowley.

STAFF PRESENT: City Manager Rick Holman; City Attorney Paul Bittmenn; City Engineer Kit Wareham; Finance Director Jason Norris; Police Chief Robert D. Allinson; Fire Chief Mike Phillips; Economic Development Director Danny Stewart; Public Works Director Ryan Marshall, Parks Division Head Austin Bingham, Golf Division Head Jarod Barnes, Aquatic Facility Manager Chris Hudson, Sports & Recreation Manager Jennifer Weaver, Events Director Byron Linford, Street Superintendent Jeff Hunter, Cross Hollow Events Center Manager Larry Olds.

OTHERS PRESENT: Carin Miller, Sara Penny, Harold Grant Shirley, Donna Law, Deborah Snider, Nathaniel Taggart, Tim Beery, Blake Cozzens, Blaine Nay, Liz Okeson, Bruce Barclay, Fred C. Adams, R. Scott Phillips, Paul Roelandt, Tim Watson, Dan Fletcher, Dave Jacobson, Kaleb Jolley, Maria Twitchell, Royce Houchen, Buck Naegle, Michelle Judd, Jeff Lowe, Drew Wilson, Brayson Street, Todd Sherman, Skyler Bulloch, Brenden Taylor, Connor Childs, Corey Childs, Keith Pittser, Marc Wittwer.

CALL TO ORDER: Pastor Van Iwaarden of Westview Christian Center gave the opening prayer; the pledge of allegiance was led by Scout Troop 371.

AGENDA ORDER APPROVAL: Mayor – We’ve had a request to move item #4 to beginning of the business agenda. Councilmember Black moved to approve the agenda order with the change; second by Councilmember Adams, vote unanimous.

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF COMMENTS: ■Fred – I looked at the islands on Cross Hollow Drive and they don’t look good and cause more trouble than they are helping. I think we should consider paving them over. Last night Commissioner Brinkerhoff said that Paul Bittmenn and some other attorney need to get together and get the Library funding now that the County is not. Can it be done? Paul B – I gave the County a copy of the agreement that the City wants. If you can get them to consider that, it would be nice. ■Mayor – We are working on upgrading the showcases at the Airport as they have been behind in the activities they were presenting. Byron, Cameron and Danny are working on updating them with current events so they promote what is currently going on in the City and they will be done soon. Next time you’re out there take a look. Byron and Cameron will maintain them. I met with Senator Hatch’s office, and last Friday Rick and Kit put together an appropriations request for the Coal Creek Project.

preservation of these parks. We have an opportunity for a Centennial Challenge grant. Maria Twitchell and I have wanted to highlight the connections that Cedar City has with the local parks. We are talking about a walking tour. We would use exhibits with Frontier Homestead. I will write up a proposal. We are asking for a reliable partner. This would be a modest amount and would be in the fall. We would be looking at a match of \$12, 000 to \$15,000. Perhaps we could do something out at the Airport as well for visitors. We'll follow up with each of you.

CONSIDER FINAL PLAT APPROVAL OF THE VILLA'S AT SUNSET CANYON, PUD PHASE 2 – PAUL BITTMENN/TIM WATSON: Tim -

Thank you for moving this forward. I need to leave as soon as this item is over. We came back the last couple of weeks with the vicinity plan. Thanks to Kit and Paul for their diligence in getting us through this new ordinance. The property is bounded on three sides, nothing has changed. The subdivision road will be a private roadway with utilities and water line. Consent.

CONSIDER A MEMORANDUM OF UNDERSTANDING FOR THUNDERBIRD GARDENS TRAIL WITH THE BLM – DAVE JACOBSEN: Dave - I'm the outdoor

recreation planner for the BLM. This is an on-going conversation. The Hunter Safety program needed a place to shoot. They found it near the Airport and they are excited about the location. I am trying to move forward with the MOU for the trailhead. The Mountain Biking Association helped us develop a design and this summer we will try to build 15 miles of trail and hope to complete that amount each summer. We are also applying for a grant for \$100,000 with a match to cover toilet facilities. We are working with an inner government internship cooperative through SUU and have a crew to work this summer. Fred – What defines a completed trail? Dave – Each trail is different according to use. They will have a native surface, we won't be graveling. Fred – So the main purpose will be the grading? Dave – It's a mixed use, but mainly for mountain bikers. We will have some motorized trails as well, as they are already being used for that. The new construction will not be motorized and this will not affect the existing trails. John – How does the Police Department and Public Works feel about this? Chief Allinson – I've looked at it and there will be some enforcement challenges, but we can do it and it will be good for the City. Rick – The City will have to provide a dump truck to move debris. We need to talk about it. Are you going to put a sign on Main Street? Dave – Typically we'd put it 50 feet from the turn off. It would be a sign with large lettering. Rick – Have you used signs on other UDOT roads? Dave – Yes. Fred – It's exciting and will enhance the community. Jeff – The challenge will be keeping it clean. We hauled lots of trash out of there and went back and there was more trash and couches, etc. There will need to be enforcement. It's a great thing. There is some graffiti and I don't know how you plan on removing it. Dave – We removed some, but there's more now. John – Should we lock it down at night? Rick – We can talk about that. We talked about a temporary gate that could be closed at night to discourage night activity. We could consider that for a period of time. When do you start the improvements? Dave – We will start in May but won't need the trailhead until late summer. Rick – We will want to talk about details and who is going to lock the gate. John – On the options, how are you going to decide? Dave – We'll work with the City on that. We will get approval

from the City first. Jeff – When we do maintenance in that basin it is a month long project depending on the storms. Fred – The trailhead is east of the basin, so trucks could get in. I would like to see this get done so they can get started on this. Dave – If we don't go this route we'll focus on the southern end of the trail. Rick – I'll send you an email. Action.

CONSIDER APPROVAL OF BOULEVARD PLAZA PUD PHASE 2 VICINITY PLAN – JONATHAN STATHIS/BOB PLATT:

Bob – This is for a vicinity map, as you know the ordinance has changed. Last year we created Phase I. The proposal is to develop Phase II. Some of the layout is still in the works. Phase II would complete the PUD. It's gone through the Planning Commission. Fred – This little portion here could end up being a blight, and if it could be trimmed up it would help the look of Main Street. Bob – As we draw up the plans that will be addressed. Mark Wittwer – That will be a drive and be an access and will all be finished off. Fred – At Planning Commission, Bob wasn't sure what it was going to be, but that will be good. Consent.

PUBLIC HEARING TO CONSIDER A REQUEST TO WAIVE CITY FEES FOR THE IRON COUNTY SEARCH AND RESCUE CARNIVAL – ROYCE

HOUCHEN: Royce – I've been sent to see if we could get the fees waived, so the money can come back to Search and Rescue. It would save us a good chunk of money and now with the ambulance issue, more expenses will fall back on us. Paul C – They use the City property north of the Elks Lodge and we haven't charged a rental fee in the past. The business license fee is \$300 per day for four days. Paul C – What have we done before? Paul B – We didn't waive the fees the last two years when they've used that property. We did waive them a few years ago. Royce – That would defray the costs because we profit share with the carnival. John – I would like to find another way and not open the door to waiving fees. Would the carnival pay for the fees? Royce – They have paid in the past. Paul B – The carnival pays each year, but Search and Rescue gets more money if the fees are waived. Paul C – We're making decisions on behalf of the taxpayers, although it's a worthy cause. Fred – I see Search and Rescue as a branch of what we do. Do they not come in and assist us in situations where, but for them, we'd be laying out more money?

Paul C – Don't we give Search and Rescue funds? Jason – We've given them \$2000.

Mayor – They did the grant app in the fall for this. Royce – We have 3,024 of volunteer hours invested in the community. Paul C – How many times have you've gone out on a search? Royce – With the City we average six times per year. We also help with the

marathon and the bike races. We also work with the County. We received \$1200 from the County. Don – We've discussed this in the past and it's called Iron County Search and Rescue. Fred – Is there a County site to have the carnival? Buck – We've

researched that year after year. We depend on foot traffic and the Elks location is a good one. Fred – We don't incur any expenses as a result of that carnival coming in? Royce –

We clean up before and after the carnival. Paul C – There are the City hours and police patrol. Chief – We don't use overtime hours. Don – We are not talking additional man

hours? Paul B – There are more efforts with the Parks Department. Paul C – How much more do you make here than when you had the carnival at the Diamond Z Arena? Royce

– Double, it's in town and people are more aware of the event. Fred – What about if we

waive the fees for three nights and you pay for one? Don – We will need to discuss this further.

Mayor – Opened the public hearing on this item. There were no comments. The Mayor closed the public hearing. Action.

CONSIDER AMENDMENTS TO THE CROSS HOLLOW EVENT CENTER POLICY & PROCEDURES – LARRY OLDS: Larry – We want a wording change in our policy. It previously was a little vague. The change is on page 2. This clarifies that the fees will be charged for any increment of time between 0 and 8 hours. Rick – The amount remains the same, we just clarified the hours. Consent.

CONSIDER THE LIFT STATION SCADA INSTALLATION PROJECT FOR THE WASTEWATER TREATMENT PLANT – DARRELL OLMSTED: Darrell - Before I get started I want to share this award from the Rural Water Association of Utah for most improved wastewater system. It's a 13 million dollar plaque. What the lift station SCADA is, is a computer program that monitors equipment and we would like to expand it into the lift stations. Right now it just says if something is wrong, not what it is. This would actually monitor the lift station and report back on a daily basis. Anywhere there is internet access, an employee can access the system and check the status. This will tie into the treatment plant so they can monitor during the day. We would have a server at the treatment plant and one at Public Works. We are looking at a non-bid item and want the same company to expand the system. There is no interchange-ability between them. Under section IV of the purchasing policy we need approval. \$140,000 has been approved in the budget and the bid is 139,000. Paul B - We have some systems that use this sole source system of bidding, such as the pumps we run, because we want all the components to fit. Rick – Even though it was in the approved budget, we want to encourage transparency and that's the reason we're doing it this way. Everyone is invited to come and tour the plant. Consent.

CONSIDER A RESOLUTION ADOPTING THE CEDAR CITY SANITARY SEWER MANAGEMENT PLAN – DARRELL OLMSTED: Darrell – It's an EPA delegated process. In 2012 Utah issued a general permit to owners of a sanitary sewer system. We have submitted the first phase, and this is the second phase. It is a formal sewer management plan. As part of the permit we need Council approval. We need a resolution that Council is aware there is a written plan in place. The plan states we will observe our system and if there are any defects or problems we will work toward fixing these problems. We have to report some aspects to the state. There is a copy of it in the packet. John – Do they audit? Darrell – They have the ability to audit, but the state tries to keep the EPA out of Utah. Utah wants to run the system, so it would audit, not the EPA. Action.

REVIEW BIDS ON WASTEWATER TREATMENT PLANT LED LIGHT RETROFIT PROJECT – KIT WAREHAM: John recused himself due to having family members among the bidders. Darrell – We are installing LED lighting for energy efficiency and Rocky Mountain is giving us incentives to do that. We are talking about

retrofitting the existing lights to LED. We will receive an incentive to do that. We will get about \$14,000. The winning bid was Marshal Electric and we want to move it forward. Fred – They will use less wattage and you will have them on less time. Darrell – We can turn them on and off as we leave the building as well. Kit – They don't give us much for the old lights. Consent.

CONSIDER AN ORDINANCE ADOPTING THE CITY'S PERSONNEL & PURCHASING POLICIES – PAUL BITTMENN: Paul – We are not going to change anything we have, but we want to adopt what we currently have through City ordinance. Action.

CONSIDER AN ORDINANCE AMENDING CEDAR CITY ORDINANCE 27-2 DISCHARGING FIREARMS WITHIN THE CITY LIMITS – PAUL BITTMENN: Paul – Section 27-2 prohibits the discharge of firearms within the City limits, but current ordinance says you can do this with a letter from the Mayor. Last week Council approved indoor shooting ranges in some zones. Now, there are two exception with a letter from the Mayor and/or if it fits the zoning ordinance. Paul C – What is the definition of firearm? Would BB guns fit in that? Paul B – It has to have an explosive charge. Action.

ADJOURN: Councilmember Marchant moved to adjourn at 6:40 p.m.; second by Councilmember Black; vote unanimous.


Barbara Barrick
Executive Assistant